



0300
#3

PATENT
Docket No. 12013/58901

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Eric STENZEL
Serial No. : 10/001,960
Filed : December 5, 2001
For : METHOD, TOOL AND SYSTEM FOR DEPLOYING
AN IMPLANT INTO THE BODY
Group Art Unit : --
Examiner : --

RECEIVED

MAR 1 8 2002

OFFICE OF PETITIONS

Assistant Commissioner
for Patents
Washington, D.C. 20231

**Attention: Office of Petitions
Special Programs Law Office**

Petition Under 37 C.F.R. § 1.53(e)

S I R :

In response to the Notice of Incomplete Nonprovisional Application dated January 9, 2002, regarding the above-referenced application, Applicant submits herewith this petition under 37 C.F.R. § 1.53(e) for a review of the determination that the above-referenced application was submitted without the drawings on December 5, 2001.

Applicant notes that 4 sheets of drawings were submitted and includes herewith a copy of the stamped return Patent and Trademark Office postcard which indicates that 4 sheets of drawings accompanied the application papers filed December 5, 2001.

The undersigned respectfully requests that the Patent Office (1) withdraw the Notice of Incomplete Nonprovisional Application; and (2) accept the enclosed copies of drawings as previously submitted with our transmittal letter of December 5, 2001.

If it is determined that Applicant is entitled to a filing date a Request for Refund is being made herewith. The refund should be credited to **Deposit Account No. 11-0600**. A duplicate copy of this response is enclosed for charging purposes.

The Commissioner is hereby authorized to charge the 1.53(e) petition fee of \$130.00 (pursuant to Rule 1.17(i)) to Deposit Account No. 11-0600. If there are any additional fees, the Commissioner is also authorized to charge such fees to the same account.

Respectfully submitted,

KENYON & KENYON



Fred T. Grasso
(Registration No. 43,644)

Date: January 31, 2002

Kenyon & Kenyon
1500 K Street, N.W.
Washington, DC 20005
Tel: (202) 220-4200
Fax: (202) 220-4201

443237